

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In Re: Vitamin Antitrust Litigation)

This Document Relates To:)

LIVENGOOD FEEDS, INC., et al.,)

Plaintiffs,)

v.)

MERCK KgaA, et al,)

Defendants.)

**ANIMAL SCIENCE PRODUCTS,
INC., et al.,**)

Plaintiffs,)

v.)

CHINOOK GROUP, LTD., et al.,)

Defendants.)

Misc. No. 99-197 (TFH)

MDL 1285

FILED

JAN 23 2001

**NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT**

~~774~~ ~~PROPOSED~~ **ORDER**
REGARDING CLASS BRIEFING SCHEDULE

Having considered this matter on the parties' Stipulation Regarding Class Briefing Dates, the Court hereby amends sections 11(d) - (g) of the April 28, 2000 Amended Order Establishing Pretrial Schedule and Procedures regarding the class briefing schedule to read as follows:

- 11(d) Defendants will respond to class plaintiffs' motions for class certification within 45 days after completion of the last class representatives' deposition.
- 11(e) Class plaintiffs will reply within 30 days after the filing of defendants' responses to class plaintiffs' motions for class

certification. Class plaintiffs may submit one or more expert reports as part of their reply in support of a particular certification motion only if defendants submitted one or more expert reports in opposition to that motion, in which case class plaintiffs shall have the right to take the deposition of each of defendants' experts before submitting their reply by the date set forth above.

- 11(f) If class plaintiffs submit one or more expert reports as part of their reply in support of a particular certification motion, defendants opposing that motion shall have the right to file a surreply and to take the deposition of each of class plaintiffs' experts before submitting their surreply, which will be due within 30 days after the filing of class plaintiffs' reply.
- 11(g) If defendants submit a surreply, class plaintiffs shall have the right to submit a sur-surreply within 21 days after the filing of defendants surreply.

SO ORDERED

this 23 day of January, 2001:



Thomas F. Hogan
United States District Judge